

SENATE BILL 4240

By Roller

AN ACT to amend Chapter 553 of the Acts of 1903; as amended by Chapter 405 of the Acts of 1907; Chapter 241 of the Private Acts of 1974; Chapter 59 of the Private Acts of 1979; Chapter 8 of the Private Acts of 1983 and Chapter 40 of the Private Acts of 2005; and any other acts amendatory thereto, relative to elections and terms of office.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 553 of the Acts of 1903; as amended by Chapter 405 of the Acts of 1907; Chapter 241 of the Private Acts of 1974; Chapter 59 of the Private Acts of 1979; Chapter 8 of the Private Acts of 1983; Chapter 40 of the Private Acts of 2005, and any other acts amendatory thereto; is amended by deleting Section 5 in its entirety and substituting instead the following:

Section 5. Terms of Office, Vacancies.

(a) Terms of Office. At the regular election to be held in August 2008 there shall be elected a Mayor for a term of four (4) years. At the regular election to be held in August 2008, there shall be elected two (2) Aldermen for a term of four (4) years. The terms of the two (2) aldermen elected to a three-year term of office at the city election of August 2006 are extended to the regular election to be held in August 2010. At the regular election to be held in August 2010, there shall be elected four (4) Aldermen for a term of four (4) years.

(b) Vacancies. In the event of the vacancy by reason of the death, resignation, or removal of the Mayor or any one (1) or more of the Aldermen, the Board shall have the power to fill the vacancy or vacancies by majority vote of said Board of Mayor and Aldermen, said vacancies to be filled until the expiration of the term of office so vacated.

Any appointment(s) required in this section shall be made by majority vote of the Board of Mayor and Aldermen within one (1) month of any vacancy. The Mayor and any Aldermen elected under the provisions of this section shall be so elected until their successor is elected and qualified; except as otherwise provided in the Charter of the City of Tullahoma.

SECTION 2. This act shall have no effect unless it is approved by a majority of the number of qualified voters of the City of Tullahoma voting in an election on the question of whether or not the act should be approved. The county election commission of Coffee County shall call an election for the City of Tullahoma, to be held within the time constraints of the statutory deadline established pursuant to § 8-3-202 for approval of local bills and within the time constraints of Tennessee Code Annotated, Section 2-3-204 from the date of the call. The ballots used in the election shall have printed on them the substance of this act and voters shall vote for or against its approval. The votes cast on the question shall be canvassed and the results proclaimed by the county election commissioners and certified by them to the secretary of state as provided by law in the case of general elections. The qualifications of voters voting on the question shall be the same as those required for participation in general elections. All laws applicable to general elections shall apply to the determination of the approval or rejection of this act. The cost of the election shall be paid by The City of Tullahoma.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, as provided in Section 3, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes the provisions of the act shall be effective only upon being approved as provided in Section 2.